

Message Text

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ORIGIN L-02

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P 012137Z JUL 75

FM SECSTATE WASHDC

TO AMEMBASSY HELSINKI PRIORITY

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E.O. 11652: N/A

TAGS: PFOR, PINS, FI

SUBJECT: EXTRADITION TREATY NEGOTIATIONS -- FINLAND.

1. NEGOTIATIONS ON DRAFT EXTRADITION TREATY CONCLUDED
JULY 1, 1975. BRIEF PRESS RELEASE SO INDICATING EXPECTED
TO BE RELEASED.

2. NEGOTIATIONS HELD IN VERY AMICABLE ATMOSPHERE WITH
DEPARTMENT ABLE TO MEET MOST OF FINNISH AIMS OF DRAFTING A
TREATY WHICH CONFORMED TO THEIR EXTRADITION ACT.

3. ONE ARTICLE IS BRACKETED AND UP TO GOF TO RESOLVE. U.S.
UNABLE ACCEPT INSERTION INTO TREATY OF ARTICLE 7 FINNISH
EXTRADITION ACT NOR INCORPORATION BY REFERENCE OF THAT ACT.
COMPROMISE IS ARTICLE (22) WHICH SPECIFIED THAT PROVISIONS
OF TREATY SHALL NOT AFFECT RIGHTS AND OBLIGATIONS OF EITHER
PARTY WITH RESPECT TO INTERNATIONAL CONVENTIONS. INTEN-
TION IS TO MAKE IT CLEAR THAT RIGHTS CREATED BY PROTOCOL
ON STATUS OF REFUGEES AND U.N. HUMAN RIGHTS CONVENTION ARE
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AVAILABLE AS DEFENSES TO EXTRADITION. (BEGIN FYI.) PRO-

VISION STATES NOTHING MORE THAN WHAT DEPARTMENT CONSIDERS
TO BE INTERNATIONAL LAW, HOWEVER, APPARENT CONCERN IS
DOMESTIC OR INTERNAL POLITICS OR OPTICS RATHER THAN
PURELY LEGAL. (END FYI.)

4. U.S. DEL HAS INFORMED FINNISH DEL THAT USG APPROVES
TEXT AS IT STANDS, SUBJECT TO COMPARISON OF TEXTS AND
SECRETARIAL AUTHORITY TO SIGN.

5. FOLLOWING REMAINS TO BE DONE:

A. GOF TO NOTIFY DEPARTMENT RE ARTICLE 22;

B. GOF TO PROVIDE DEPARTMENT WITH FINNISH LANGUAGE
TEXT;

C. DEPARTMENT TO MAKE COMPARISON OF TEXTS AND, WHEN
MADE,

D. DEPARTMENT TO SEEK AUTHORITY TO SIGN AT PLACE AND
TIME TO BE AGREED UPON.

6. FINNISH DEL EXPECTED GOF WOULD BE ABLE SIGN AUTUMN THIS
YEAR. COMMUNICATIONS ON REMAINING ITEMS WILL BE DONE VIA
FINNISH EMBASSY WASHINGTON WHICH HAS FINNISH FSO WITH
LEGAL BACKGROUND WHO COULD BE HELPFUL IF ANY PROBLEMS OF
COMPARISON ARISE.

7. DEPARTMENT APPRECIATES EMBASSY EFFORTS ARRANGING FOR
NEGOTIATIONS. SHOULD EMBASSY HAVE VIEWS RE LOCATION OF
SIGNING, THEY WOULD BE APPRECIATED. IT WAS AGREED THAT
THIS WOULD BE LEFT OPEN UNTIL FINAL AGREEMENT REACHED AT
WHICH TIME DECISION COULD BE TAKEN, TAKING INTO ACCOUNT
ANY OFFICIAL VISIT WHICH MIGHT UTILIZE SIGNING FOR
BILATERAL REASONS. (RATIFICATIONS ARE EXCHANGED IN OTHER
CAPITALS AND IN THAT SENSE BOTH CAPITALS WILL HAVE ROLE
IN PROCESS TO BRING TREATY INTO FORCE.)

8. TEXT OF DRAFT AGREEMENT BEING POUCHED SEPARATELY. INGERSOLL

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